ATTORNEY DOCKET NO. 200209591-1

### IN THE

## UNITED STATES PATENT AND TRADEMARK OFFICE

Backinventor(s):

**Bryan STEPHENSON** 

Confirmation No.:

Application No.: 10/613,816

Examiner:

Filing Date:

07/03/03

Group Art Unit:

Title:

METHOD OF MANAGING MODIFICATION

Mail Stop Amendment **Commissioner for Patents** PO Box 1450 Alexandria, VA 22313-1450

#### INFORMATION DISCLOSURE STATEMENT

Sir:

This Information Disclosure Statement is submitted:

- under 37 CFR 1.97(b), or (Within three months of filing national application; or date of entry of national application; or before mailing date of first office action on the merits; whichever occurs last)
- (X) under 37 CFR 1.97 (c) together with either a:
  - (X) Statement under 37 CFR 1.97(e), or
  - ( ) a \$180.00 fee under 37 CFR 1.17(p), or (After the CFR 1.97 (b) time period, but before final action or notice of allowance, whichever occurs first)
- ( ) under 37 CFR 1.97 (d) together with a:
  - ( ) Statement under 37 CFR 1.97(e)(1) or (2), and
  - ( ) a \$180.00 fee set forth in 37 CFR 1.17(p).
    - (Filed after final action, a notice of allowance, on or before payment of the issue fee)

Please charge to Deposit Account 08-2025 the sum of \$0.00 . At any time during the pendency of this application, please charge any fees required or credit any overpayment to Deposit Account 08-2025 pursuant to 37 CFR 1.25.

- Applicant(s) submit herewith Form PTO 1449 Information Disclosure Statement together with any required copies of patents, publications or other information of which applicant(s) are aware, which applicant(s) believe(s) may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR 1.56.
- ( ) A concise explanation of the relevance of foreign language patents, foreign language publications and other foreign language information listed on PTO Form 1449, as presently understood by the individuals(s) designated in 37 CFR 1.56 (c) most knowledgeable about the content is given on the attached sheet, or where a foreign language patent is cited in a search report or other action by a foreign patent office in a counterpart foreign application, an English language version of the search report or action which indicates the degree of relevance found by the foreign office is listed on form PTO 1449 and is enclosed herewith.

It is requested that the information disclosed herein be made of record in this application.

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Respectfully submitted,

**Bryan STEPHENSON** 

William A. Zarbis

Attorney/Agent for Applicant(s)

Reg. No. 46,120

Date: 02/11/05

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Signature:

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Title: METHOD OF MANAGING MODIFICATION

Mail Stop Amendment Commissioner for Patents PO Box 1450 Alexandria, VA 22313-1450

#### STATEMENT UNDER 37 CFR 1.97(e)

Sir:

The undersigned hereby certifies that either:

- (X) Each item of information contained in the Information Disclosure Statement was cited for the first time in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ( ) No item of information contained in the Information Disclosure Statement
  - -- was cited in a communication from a foreign patent office in a counterpart foreign application, and
  - -- to the knowledge of the undersigned, after making reasonable inquiry, was known to any individual designated in 37 CFR 1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

Respectfully submitted,

Bryan STEPHENSON

William A. Zarbis

Attorney/Agent for Applicant(s)

Reg. No. 46,120

Date: 02/11/05

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PTO/SB/33A (03-03)

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Substitute for form 1449/PTO	Complete if Known			
INFORMATION DISCLOSURE STATEMENT BY APPLICANT	Application Number Filing Date First Named Inventor Art Unit	10/613,816 07/03/03 STEPHENSON		
(Use as many shoots as necessary)  Sheet 1 of 1	Examiner Name Attorney Docket Number			
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	Α	<sup>US-</sup> 5,859,977	01/12/1999	Nishiyama, et al.	Figures Appear
	В	<sup>US-</sup> 6.378,027	04/23/2002	Bealkowski, et al.	
		US-		- James Volai, Ct al.	
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Examiner Initials*	Cite No.1	Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>8</sup> (if known)	Publication Date MM-DD-YYYY	JMENTS  Name of Patentee or  Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	Т6
	С	WO 02/033539 A2	04/25/2002	IBM Corporation		
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Examiner			 
Signature		Date	_
*EXAMINER	Initial if reference considerations	Considered	

EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup>Applicant's unique citation designation number (optional). <sup>2</sup>See Kinds Codes of Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>1</sup>Kind of document by the two-letter code (WIPO Standard ST.3). <sup>2</sup>For the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>0</sup>Applicant is to place a check mark here if English tanganger.

Translation is attached.

This collection of information is required by 37 CFR 1 97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND

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